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Journal of the
House of Representatives
of the General Assembly
of the State of
Rhode Island and Providence Plantations
at a session thereof begun and holden at
Newport within and for the County of Newport
on the first Monday of May
A. D. 1843 and of the Independence of the United States
the sixty seventh

Pursuant to the Constitution and Laws of this State, the General Assembly met at Newport on the first Monday of May, A. D. 1843, and was duly organized by the election of Byron Diman, Governor, Elisha R. Potter, Deputy Governor, and Henry Bull, Secretary of State.

The following Members appeared and took their seats in the House of Representatives:

From Newport County,
Byron Diman,
Richard Ward,
John Anthony,
Benjamin Dyer,
William Hodges,

From Providence County,
Joseph Balch,
Nicholas Brown,
Thomas Burgess,
Ezekiel Comstock,
Jabez Gorham,
Samuel Nightingale,
Nicholas Power,
Thomas Steere,
Jeremiah Thornton,
Jr.,
Thomas Tillinghast,
Jr.,
Samuel Wilkinson,
Jr.,
Nathaniel Wilkinson,
Jr.,
Nathaniel Wilkinson,
Jr.,
Nathani

the advantages common to them [illegible]
of the other communities —

With my cordial respect [illegible]
return of my best Wishes for the happiness
and happiness of yourselves [illegible]
= munity which you represent —

Dec - 22. 1849

[illegible]

On motion Resolved
Protection and Guard
And a Committee
John Shaw, Richard [illegible]

And the House then adj
to morrow morning 10. O'clock

Resolved that a Committee
[illegible] and means be authorized and a[illegible]
[illegible] authorized to [illegible] [illegible] any
[illegible] [illegible] and [illegible]

[illegible] a Comm[illegible]
[illegible] — And a [illegible]
[illegible] [illegible] Leave [illegible]

[illegible] [illegible] [illegible] and other [illegible]
[illegible] [illegible] [illegible] are
[illegible] [illegible] [illegible] read
[illegible] [illegible] for certain reasons
[illegible] that [illegible] not [illegible] the Same
[illegible] and [illegible] the same)
[illegible] [illegible] modified —

[illegible] [illegible] [illegible] Petition be [illegible]
on a Committee of [illegible] [illegible] [illegible]
[illegible] [illegible] [illegible] —

[illegible] Petition of [illegible] [illegible] was presented
[illegible] read and [illegible] [illegible] for certain reasons
[illegible] that it not may be [illegible]
[illegible] [illegible] [illegible]
Ordered — [illegible]

[illegible] [illegible] read [illegible] Petition be referred
[illegible] [illegible] Selectmen of [illegible]

Another member to wit Stephen Bullock from the County of Claiborne appeared and took his seat in the House—

On motion Resolved that a Committee of three be appointed to enquire if any, and what measures are necessary to be taken by the Legislature to prevent the Sacrifice of property by execution during the continuance of the present embarrassed State of commerce and that they report by bill or otherwise

And a Committee was appointed of John Shaw, Daniel Beasley & Stephen Bullock pursuant to said Resolution—

And the House then adjourned to tomorrow 12 o'Clock Meridian—

Wednesday May 8th

On motion Resolved that a Committee of three be appointed to prepare and bring in a Memorial to the Congress of the United States for the relief of Preemption Claimants to Land within this Territory who have not the same by not having complied with the Conditions annexed thereto and what (if any) may be deemed necessary upon the subject of Land claims within the said Territory—

And

And a Committee was appointed of Daniel Beasley Eleazar Davis Stephen Bullock Leonard Harris ——

On motion

Resolved that a Committee of Accounts be appointed; —— And a Committee was appointed of Stephen Bullock Leonard Beasley & Ralph Rego ; ——

On motion

Resolved that a Committee of three be appointed to enquire if any & what alterations or ammendments are necessary to be made in the Militia Laws of this Territory; —— And Committee was appointed of John Richard King & John Sturgis ——

On motion Resolved that a Committee of three be appointed to enquire if any & what alterations or ammendments are necessary to be made in the mode of recovering debts in the Courts of this Territory and that they report by bills or otherwise: ——

And a Committee was appointed of John Shaw, Stephen Bullock, & Baly Chaney ——

On motion

Resolved that a Committee of three be appointed to enquire if any &

If any what amendments are necessary on the laws establishing public Roads, highways ferries and Bridges within this Territory and that they report by bill or otherwise

And a Committee was appointed of of Messrs Babcock, Pickard, King & Lorin Provent—

On Motion Resolved that a Committee of three be appointed to enquire if any & if any what alterations are necessary in the several acts ~~regulating~~ relating to the duties of the Auditor of Public accounts and Territorial Treasurer and that they report the same to this House—

And a Committee was appointed of Messrs Daniel Beasley, Micajah Davis & E Chaney—

And the House then adjourned until tomorrow 10 o'Clock A.

Thursday Nov 6th

On Motion Resolved that a Committee of three be appointed to enquire if any and if any what alterations ought to be made in the Criminal Law of this Territory and that they report the same to this House—

And a Committee was appointed of Ralph Regan Daniel Beasley & John Pruyn

On ettotion

Resolved That a Committee of three be appointed to draft an addrss to the President of the United States requesting that measures may be taken as soon as the natives of the United States will permit for the purpose of treating with the Indians for the extinguishment of the Indian Claim to the Wyandot Country

And a Committee was appointed of Stephen Bullock, Daniel Beasley & Mahlon Chaney —

A Petition of Hezekiah Ford & others inhabitants of the eastern part of Adams County & whose names are thereunto subscribed was presented to the House & read praying for a division of said County —

Ordered That the said Petition be referred to the Committee of Propositions & Grievances with leave to report by bill or otherwise —

On ettotion Resolved that a Committee of three be appointed to bring in a Revenue bill ~~and that it~~

And a Committee was appointed of Daniel Beasley, Micajah Davis & Hezekiah Regan —

C. Shaw from the committee appointed
and report standing rules and orders for
of this House, made a report thereon which
and amended at the Clerks table, and on
=tion thereupon as amended, it was resolved
this House doth agree to, and establish the
the standing rules and orders of proceed
House, (to wit)

Touching the duty of the Spea

1 He shall take the chair every day at the ho
the House shall have adjourned, on the prec
shall immediately call the members to orde
the appearance of a quorum shall cause
of the preceding day to be read.

2 He shall preserve decorum and Order, may
points of order in preference to other mem
from his chair for that purpose, and shall d
of order without debate, subject to an appeal
by any two members.

3 He, rising from his seat, shall distinctly
tion in this form (viz.) "You who are of
(as the case may be) say aye." "Contrar
no."

4 Any member may call for a statemen
=tion, which the Speaker shall give, sitting

5 All Committees shall be appointed by the
unless otherwise specially directed by the

case they shall be appointed by ballot.

ing motion of any member, seconded, one or more
ers may be added to any committee in mat=
aforesaid. ——

~~In cases of ballot by the house the Speaker shall vote~~
~~In cases he shall not vote unless the house be~~
~~divided or unless his vote is given to the~~
will make the division equal, and in
such equal division the motion shall be lost.
Orders and resolutions shall be signed by the
and attested by the Clerk. ——

Member of the House shall have authority to ad=
three to call a House and send for absent mem=
a majority shall be a Quorum to proceed to
adjournment = the speaker shall immediately leave
upon which the Members may retire. ——

member is about to speak in debate or deliver
to the House he shall rise ~~uncovered~~ from
and respectfully address himself to Mr. Speaker.
member in speaking or otherwise, transgress the
House, the Speaker shall, or any member may
er, in which case the member so called to
immediately sit down, unless permitted to ex=
and the House shall if appealed to, decide on the
without debate. If there be no appeal the decision
chair shall be submitted to. If the decision be
of the member called to order he shall be ab
to proceed, if otherwise and the case require it
be liable to the censure of the House.

12 When two or more members happen to rise
the Speaker shall name the person who is first

13 No member shall speak more than twice
=tion without leave of the house, or more
every member choosing to speak, shall have spe

14 While the Speaker is putting a question or a
=son is addressing the Chair, no member shall c
out of, or across the House, or pass between the m
speaking and the Chair or engage in any private

15 No person shall vote on any question in the even
he is immediately interested or in any other
he was not present when the question was pu

16 Every member who shall be in the House when
=tion is put shall vote on the one side or the o
the House for special reasons shall excuse

17 When a motion is made and seconded, it shall
by the Speaker, or being in writing, it shall be
the chair, and read aloud by the Clerk before a

18 Every motion shall be reduced to writing
or any member requires it.

19 After a motion is ~~made and seconded~~ stated by the Speaker
Clerk, it shall be deemed to be in possession
but may be withdrawn at any time before
or amendment.

20 When a question is under debate no motion
received, unless to amend it, to commit, for the pre
question, or to adjourn.

21 A motion to adjourn shall allways be in
and shall be decided without debate

22 The previous question shall be put in this fo
"Shall the main question be put" it shall on
=mitted when manded by two members, and
if it decide shall preclude all amendment
on question.

ordinary question no Member shall speak more
once without leave.

Any Member may call for the division of the question
where the sense will admit of it.

A motion for commitment, until it is decided shall
preclude all amendment of the main question.

No motion or proposition shall be admitted under
cover of amendment as a substitute for the motion
or proposition under debate.

Upon calls of the house for taking the yeas and nays
on any question, the names of the members shall be
called alphabetically.

Any Member shall have a right to call for the Yeas &
Nays on any question, provided he shall request it previ-
ous to a new motion being made.

No committee shall sit during the sitting of the House
without special leave.

There shall be a standing committee of election whose
duty it shall be to examine and report upon the Cer-
tificates of elections, or other credentials of the mem-
bers returned to serve in this House, and to take
into their consideration all such petitions and other
papers touching elections and returns, as shall
from time to time be presented or come into question and
be referred to them by the House.

Any Member may excuse himself from serving
on any committee at the time of his appointment
if he be then a member of three other committees.
No Member shall absent himself from the service
of the House unless he hath leave or be sick or from
other cause be unable to attend.

33 On the Speaker taking the Chair the names
shall be called over by the Clerk, and those absent
leave noted one hour after which the names of the
shall be again called over, and if such absenties
then appear they shall forfeit four dollars for the
unless reasonable excuse shall be made, and the
No excuse, or insufficient excuses are made, may by
the House be taken into custody as they appear, or
sent for and taken into custody wherever to be found

34 After a member taken into custody shall be d
and admitted to his seat the House shall determine
such discharge shall be with or without paying fe

35 It shall be the duty of the Sargeant at arms to
House during its sitting, to execute the command
from time to time, either by himself or by a spe
to be by him appointed for that purpose, together with
process issued by the authority thereof, as shall be
him by the Speaker. He shall attend on all mee
House, and preserve order and silence in the s

36 The fees of the Sargeant at arms shall be for every
the sum of one dollar, for each days custody as
=ment one dollar, and for travelling expences for
Special messenger, going and returning for eve
ten cents.

The duty of the door keeper

37 Shall be to notify the Houses of all messages fro
=tive and Council— To carry all messages the Ho
=gisire, private as well as public— When any
=sires him to call a member of the House, he
member by name, without title other than M
have the House kept clean, and a good fi
Hour of nine o'clock in the morning, u

bill shall be introduced by motion for leave, or
order of the House on the report of committees
es of a general nature, one days notice at least shall
on of the motion to bring in a bill, and every such
may be committed.

---

y bill shall receive three several readings in the
e previous to its passage, and all bills shall be
tticed in order as they were introduced, unless where
House shall direct otherwise, but no bill shall be
read on the same day, without special order of
House.

first reading of a bill shall be for information
the question shall be "shall the bill be read a se
time".

The second reading of the bill the Speaker shall
ll be ready for consideration or engrossment
committed, then the question shall be whether
elect committee, or a committee of the whole
and in the latter case the House shall deter
what day: but if the bill be ordered to be en
d, the House shall appoint the day when it shall
d the third time; and no bill shall be read more
than if it is engrossed for a third reading.

bills ordered to be engrossed shall be executed
pair rounds hand, when a bill shall pass it
be certified by the Clerk noting the day of its
g at the foot thereof.

Of Committees of the whole House.

ising Committees of the whole House, the Speaker
ave his Chair, and a chairman to preside
ittee shall be by him appointed.

44 Upon bills committed to a committee of the ...
the bill shall first be read throughout by the C...
again read and debated by clauses, leaving ...
ble to be last considered. The body of the bill shall ...
be defaced or interlined, but all the amendments ...
the page and the line, shall be duly entered ...
on a seperate paper as the same shall be ...
by the Committee, and so reported to the House ...
report the bill shall again be subject to debate ...
amendment by clauses before a question to ...
be taken.

45 All amendments made to an original motion ...
Committee shall be incorporated with the motion ...
to reported.

46 All amendments to a report committed to ...
of the whole House shall be noted as ...
the case of the bills.

47 All questions whether in Committee or in ...
be proporunded in the order they were in ...
that in filling up blanks, the largest sum ...
time shall be first put.

48 No motion or proposition for a tax or ch...
the people shall be discussed the day on ...
made or offered, and every such proposition ...
receive its full discussion in a committee of the ...

49 No sum or quantity of tax or duty voted ...
tee of the whole House, shall be increased in ...
until the motion or proposition for such in...
shall be first discussed or voted in a co...
the whole House, and so in respect of ...
continuance.

50

of proceeding in the House shall be observed
Committee so far as they may be applicable
except that of limiting the time of speaking
No standing rule or order of the House shall be
rescinded without one days notice being given
the motion therefor.

Petitions, Memorials and other papers addressed
the House, shall be read by the Clerk under the
rection of the Speaker, or by a member in his place
shall not be debated or decided on the day
ir first being read; unless the House shall other
e order but may be referred to a standing or
mittee, or shall lie on the table to be taken
in their order.

ttoton

Resolved that a Committee of two
persons to contract for the printing of thirty
of the foregoing Rules

That a Committee be appointed of
ish Davis & Richards King —

Davis from the Committee last mentioned
to that the Committee had accordingly
ter Contracted with John Lee for
the said thirty copies for twelve dollars
Cents —

Thompson Resolved that this House
to the said report —

House then adjourned until
O'Clock P. M.

Monday November 13th 1809

On Motion Resolved That a Committee be appointed to enquire if any and if any what alterations are necessary to be made in the Laws respecting Strays; & that they report by bill or otherwise —

and a Committee was appointed Messrs Daniel Beasley Bayly & Chaney

On Motion Resolved That a Message be sent to the Legislative Council to inform them that a quorum of this House is assembled and ready to proceed to business and that the Clerk of this House do go with the said message

On Motion Resolved that a Committee of three be appointed to enquire what Regulations ought to be adopted for the destruction of Wolves panthers & wildcats and that they report by bill or otherwise —

and a Committee was appointed of Bayly & Chaney Lobin Shaw & Richard Frye

A Petition of Lewis Bennet was presented to the House and read praying an Act to divorce him from Elizabeth Bennet his wife

Ordered that the said Petition be referred to the Committee of Professions & Grievances —

On Motion

Ordered That a message be sent to the Council to inform them that House

have

house have appointed William McNeely, Sergeant to Gate & Harvey of the General Assembly to which appointment they request the concurrence of the Council & that the Clerk of this House do go with the s^d message

A Petition of Henry McNeale & others inhabitants of the City of Raleigh was presented to the House & read praying for the repeal or modification of the law erecting the Town of Raleigh into a City and incorporating the same —

Ordered that the s^d Petition be referred to the Committee to whom may be referred the Petition of Nathan Boyd & others —

A Message was received from the Council by Mr Haughy their Secretary

Mr Sp^r I am directed to inform this House that a quorum of the Legislative Council is assembled & ready to proceed to business — and that he withdraws

On Resolved that a Committee of two Mr Bullock & Mr Dacins Council be appointed, jointly with such Committee as may be appointed on the part of the Council to wait on the Governor of the Territory to inform him that a quorum of this House is assembled & ready to receive any Communication he may think proper to make to them —

Ordered that the Clerk of this House do

against the Council thereunto —

A Message from the Council by their Hughes their Secretary & the Speaker the Council on their part have appointed their Barry a joint Committee with the Committee appointed by this House to wait on the Governor and inform him that a quorum of both Houses is assembled ready to receive any Communications he may think proper to make to them — & then he withdrew —

Mr Bullock from the Committee reported that the Committee had attended (pursuant to order) waited on the Governor and informed him that a quorum of the two Houses is assembled and ready to receive any Communications he may think proper to make to them, Reported that the Committee had attended (pursuant to order) performed that service & that the Governor signified to them that he would meet both Houses in the Representatives Chamber tomorrow at 12 o'clock and make his Communications —

On Motion Resolved that the Committee be appointed to enquire what amendments are necessary to be made in the Act entitled an act establishing the fees of the several officers therein named & for other purposes and that they report by bill or otherwise —

A Committee was appointed of Messrs Bullock Bailey & Chaney & Daniel Beasley

who then House then adjourned until tomorrow morning Left after a M. Which

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Tuesday Feby 14th

On motion Ordered that a message be sent to the Council to inform them that this House is now ready to receive them in the Representatives chamber for the purpose of receiving any communication the Gen. may be pleased to make to both Houses of the General Assembly —

On motion Resolved that a Committee of two be appointed to examine & report on the unfinished business of this House —

And a Committee was appd of Baily & Chaney & Messrs Bullock —

Mr Beasley gave notice to the House that he would move to morrow to amend the 39th rule for the government of this House

Pursuant to the message this day sent to the Legislative Council they attended and took their seat in the House when both Houses being assembled in the Representatives Chamber David Cobb Governor of the Commonwealth Speaking came & addressed them as follows viz —

Fellow Citizens of the Legislative Council
and House of Representatives.

In performing the duty of addressing you at the commencement of your Session, I feel a degree of diffidence, not only inspired by a want of that ample knowledge of the local interests of the territory requisite to render a communication of this kind as useful to the legislature, as might be expected but also from a want of confidence in my capa=city, even with the best lights it is capable of receiving, to discharge the important trusts imposed by the office I hold in the way best calculated to ensure the safety welfare and prosperity of the People of this Territory. In free Governments those who are intrusted with the management of publick affairs must feel a weight of responsibility, proportionate to the extent and importance of the duties injoined upon them to perform, their misconduct their errors and in some instances their misfortunes, affect not merely an individual, they are felt by that community whose happiness they are bound in conscience and by every tye of Gratitude to promote. When therefore we consider the probationary form of Government adopted (no doubt with the best motives) for the Territories of the United States we will find in the powers and duties attached to the executive department, abundant cause to make him who fills the of Chief Magistrate, sensible of the importance and difficulty of the task,

committed

committed to his care, his discretion and his vigilance

In calling your attention to subjects that require legislative consideration, it is a matter of much regret, to me that the short period I have resided in the Territory and the state of my health during that period, has rendered it out of my power to acquire a full knowledge of the state of our public concerns, and especially of those defects in the laws which the test of experience is frequently pointing out as proper objects for legislative revision. So far as a limited view of the state of our public affairs will enable me I shall endeavour to present to You my sentiments upon a few subjects of a general as well as of a special nature.

Unlike most governments on earth, the free institution, under which the people of the United States enjoy so singular and distinguished a degree of happiness were formed not by force fraud, intrigue or stratagem, they derive their origin from the sober rational reflection of a people whom fortuitous circumstances prepared to assert and maintain those rights, which are alone calculated to promote the comfort, and elevate the Character of man. To cherish, to protect and improve them are sacred duties we owe to ourselves and posterity.

the preservation of those inestimable blessings
unalloyed by the mixture of anarchy on the one
hand or tyranny on the other, depending upon the
wisdom patriotism and purity of the people, the
source from whence all authority in this coun
=try is derived, it follows that one great object
in a republican government should be to
facilitate the means of acquiring useful
information. However sound the judgment
and pure may be the heart, if the mind is unin=
=formed it is liable to error and invites the at
=tacks of the artful and ambitious.

As a principal mean to accomplish this desir
=able end the establishments of seminaries of lea
=rning for the benefit of the rising generation, would
be worthy the attention of the legislature.

An opertunity ought to be afforded to youths of
receiving education in our own country
where they may early imbibe those principles
of liberty which at mature age, it will be
their duty as citizens to guard and support.
The experience of some of the states of the Union
have clearly demonstrated, that literary institu
=tions may be established under the patronage
of the legislature without laying oppressive
burthens upon the people, calculated for almost
every individual in the community to
partake of their benifits.

how far it may be proper for us to follow their example, You gentlemen from your knowledge of the circumstances of our citizens generally and the present means of obtaining education are best able to judge.

Altho a state of peace and tranquility is peculiarly concordant with the genious of a republican government, Yet from the present state of the world, it now is and probably ever will be indispensible for a people who wish to maintain their independance whatever may be their political principles, to be prepared to defend their rights against the aggresions outrages and insults, which pride, ambition or a domineering spirit may prompt other nations to commit. In the United States it has been an accepted aphorism that the citizens capable of bearing arms whose interests are connected with, and involved in the fate of their country, form the safe defence of a free people. To give efficiency to this species of force, good order and discipline are most essentially requisite. Laws therefore for the well organizing the Militia ought to command your serious and unremitting attention whilst imperfections that can be remedied by Legislative aid are obvious.

The present System do far as I am capable of Judging is not calculated to produce the good effects that the framers of it unquestionably intended, whither it may be deemed proper at the present Sepion to take up the Subject generally with the view of making radical changes or merely to remedy some of the most prominent defects you will be enabled to determine from the progress and importance of business that may occupy your deliberations. I cannot however omit to ask your attentions to some parts of the law that are so very deficient, as to render the execution of them extreemely difficult and imperfect.

The mode at present of assessing, collecting and accounting for the funds that individuals become liable to pay does not establish those salutary checks that ought to be placed upon the conduct of all officers who receive public money, nor is it calculated to produce that uniformity of decision which inculcates a cheerful obedience to laws affecting the great body of the people. The regulations respecting patrolls are also defective, they cannot be executed without subjecting the citizens to an oppressive expence, and great inconvenience. The importance of this branch of our police needs no illustration every acquainted with the situation of the Territory

Territory must feel a deep interest in having it placed upon the best posible condition.
The Judiciary sysetim, and especially that part of it denomonated the Penal Code, claims your attention In government constructed on the principles of securing the safety and liberty of every individual in the community it is all important, that the laws to prevent the commission of offences should be so framed as to ensure their execution. In order to effect this object the punishment for crimes should in every instance be proportionate to the magnitude of the offence, exorbitant penalties having a tendency only to render the law inefficient by diminishing the certainty of punishment. I am inclined to believe you will find by reviewing the existing laws upon this subject that in some instances they are susceptable of amendments, which would greatly tend to promote public justice. From the circumstance of no law having been passed at the last sesion of the legislature, authorising the collecting of a revenue during the present year for the support of government you will readily perceive that the fiscal concerns of the Territory require your earliest attention. The report of the Auditor of public accounts will furnish you with the amount issued by him in warrants from the first day of January last until the first

day of the present month, and the report of the Treasurer will shew the amount received by him during the same period. It appears that upwards of five thousand dollars of the public debt has been redeemed within the present year the ballance still circulating in warrants has not been precisely ascertained but I am informed it cannot exceed four thousand dollars.

Should the legislature therefore authorize the raising a revenue for this year on the same principles that the tax was laid for the last year it will be sufficient in all probability to redeem the whole of the public debt and pay the current expences of the government for one year, calculating from the first day of the present month being the period to which the accounts are made up. The keeping in good repair the public roads and highways is not only productive of great convenience to the citizens of a country by facilitating intercourse, but in fact adds to the general stock of wealth by diminishing the expense of transporting the products of the soil to the respective markets. Whether the existing laws upon this subject have answered the purpose for which they were intended, the circumstance of your coming from every quarter of the Territory will enable you to judge and I am confident if they have proved defective You will apply such remedies as may comport

with the interest of Yourselves and your con-
-stituents.

Gentlemen of the Legislative Council and
House of Representatives.

The great object the people of the united states had in view by forming a free representative government was to secure to themselves and posterity the enjoyment and exercise of all rights that are consistent with and subordinate to a state of society. In order to effectuate this end the people themselves were deemed the only safe repository, from whence all authority should be drawn and where the sovereignty of the nation should reside To maintain and perpetuate the principles of a government thus constructed, altho much may depend upon the conduct of public agents yet much more depends upon the state of society and the conduct of the individuals composing it. So long as the right of suffrage remains unimpaired, a virtuous and enlightened community, can easily correct abuses before great and irreparable mischiefs ensue, but when the people themselves, the fountain of all power become unmindfull of their duties by ceasing to be watchfull of encroachments upon their liberties on the one hand, or by suffering on the other,

party rancour passion and prejudice to prostrate that respect for the authority laws upon which the existence of a free state depends than alas! there is no remedy Anarchy or Tyranny must prevail during such a state of things. It is true that in all governments where the free communication of sentiments upon public affairs is tolerated parties will arise and they ought not to be depricated as an evil when they originate from an honest difference of opinion and are conducted with the moderation and candour essential to the investigation of truth, but when they assume a degree of maligancy and intolerance which threatens to distroy the social and civil ties, government itself becomes endangered.

You have been selected Gentlemen from among your fellow citizens and honoured with the highest trust they are capable of conferring. The right to legislate being superior to all other Powers that a free people can consistently grant, your constituants therefore have a right confidently to expect that your deliberations will be conducted with harmony candour and moderation, calculated to present an useful example to the

community, and to support the respecta=
=bility of the Legislative body. ——

To cooperate with You in the adoption
of such measures as the General welfare
may require will be to one a source
of much gratification.

David Holmes
14 Nov 1809

An Resolve that a Committee of three be appointed to draft an address in answer to the Governors Communication this day made to the General Assembly —

And a Committee was appointed of John Shaw, Austin Pollock & Daniel Beasley —

On motion Resolved that so much of the Governors Speech as relates to alterations and Amendments to the Militia Law and the Laws respecting Paths be referred to the Committee appointed on the 8th instant to enquire what Amendments are necessary to be made in the Militia Laws of this Territory.

On motion Resolved that a Committee of three be appointed to take into consideration so much of the Governors Speech as relates to the Judiciary System and that they report by Bill or otherwise —

And a Committee was appointed of Daniel Beasley Caleb Keen Austin Pollock

On motion Resolved that so much of the Governors Speech as relates to Public Roads & Highways be referred to the Committee appointed on the 8th instant to enquire what alterations are necessary in the Laws establishing Roads Highways and ferries & Bridges within this Territory

An election

Resolved That so much of the Governors Speech as relates to the subject of education and primaries of learning in this Country be referred to a Committee of three electors —

And a Committee were appointed of Messrs Davis Hutchinson Pollock & Johnson of Augusta

An election

Resolved That so much of the Governors Speech as relates to the Criminal Code, be referred to the Committee appointed on the 9th instant to enquire what Amendments are necessary to be made in the Criminal Code of this Territory —

A Petition of Beverly Morrison Clerk of the Supreme Court was presented to the House & read praying that some statute may be passed to relieve him from certain pecuniary losses sustained by him in consequence of the present mode of Collection of Clerks fees — praying such relief as may be consistent with justice

Ordered that the said Petition be referred to the Committee appointed to enquire what alterations are necessary to be made in the law establishing the fees of the several Officers therein named & for other purposes —

And the House then adjourned until tomorrow morning 9 O'Clock

Wednesday Mar 15th 1809

On Motion

Ordered that the 39th rule for the
gavernmt of this House by striking out the
word "without special Order of the House" and
that the words "and that the House shall not
in any case whatever dispence with any rule thereof

A Message from the Council by Mr Hughes
their Secretary — Mr Speaker The Council have
appointed Mr Barnes a Committee jointly with such
Committee as may be appointed by this House to
prepare & report joint rules for the Government of
both Houses of the General Assembly; and then
he withdrew —

Mr Shaw from the Committee appointed to draft
an address in answer to the Governors Speech made
to both Houses of the General Assembly at the
Commencement of the Present Session made a
report which was read and agreed to the House
as follows —

To his Excellency Daniel Tilton
Governor of the Mississippi Territory —

The House of Representatives have heard with
respectful attention the Speech you have been pleased
to make to both Houses of the General Assembly
at the Commencement of the present Session. They
are duly impressed with the importance of the
several subjects which you have recommended to
their consideration and shall hasten as they

a prompt and due attention. We are fully aware of the pernicious consequency of party dissentions in deliberative assembly and will in all our proceedings sedulously endeavour to cultivate harmony and charity of opinion, and we confidently rely that the administration of your Excellency will have a salutary operation in effecting those desirable objects in our infant community. We have the fullest confidence in your Excellencys talents and patriotism. and shall cordially concur in all measures promotive of the public good

Representatives Chamber Providence May 14 1809 Witness Lucas Grafton Secretary protempore

Attest B Rhrayson Clk of the House of Representatives

On Motion.

Resolved that Mr Thurston & Mr Davis be a Committee to wait upon the said address to the Governor and who shall previously wait on him and desire to be informed at what time and place he will receive the same —

On Motion

Resolved that a Committee be appointed on the part of this House jointly with the Committee appointed on the part of the Council to prepare & report joint Rules for the Government of both Houses of the General Assembly —

And a Committee was appointed of Stephen Paddock Esq. & Mr Davis —

Ordered that the Clerk of this House do
acquaint the Council therewith —

Mr Shaw from the Committee appointed to ~~wait~~
present the address of this House in answer to
the Governors speech made to both Houses of the
General Assembly, reported that the Committee had
according to order waited on him at his chamber &
delivered the same —

Mr Speaker pro tempore laid before the House
the House the annual reports of the Auditor
of Public accounts and Territorial Treasurer
which were read and ordered to be referred
to the Committee of Accounts —

And the House then adjourned until tomorrow
morning 11 Oclock —

Thursday Feb^y 16th

Mr Speaker pro tem laid before the House
an Letter additional report of the Auditor of
Public accounts which was read and ordered to be
referred to the Committee of Accounts —

Mr. Bullock from the joint Committee to
prepare and report joint rules for the govern-
ment of both Houses of the general Assembly
made a report thereon
which was read and agreed to by the House as
follows to wit —

1st

1st In any case of amendment of a bill agreed to in one house and disagreed to in the other if either house should request a conference and appoint a committee for the purpose and the other House shall appoint a committee to confer such committee shall at a convenient hour to be agreed on by their Chairman meet and state to each other verbally or in writing as either shall choose the reasons of the respective Houses for and against the amendments and confer freely thereon

2. When a message shall be sent from the council to the House of representatives it shall be announced at the door of the House by the doorkeeper and shall be respectfully communicated to the chair by the person by whom it may be sent and a copy thereof deposited on the Clerks table

3. The same ceremony shall be observed when a message shall be sent by the House of Representatives to the Council

4 Messages shall be sent by such persons as a sense of propriety in each house may determine to be proper.

5th Whilst bills are on their passage between the two Houses they shall be on paper and under the signature of the secretary or clerk of each house respectively. ——

6th After a bill shall have passed both Houses it shall be duly enrolled by the Clerk of the House of Representatives or by the Secretary of the Council as the Bill may have originated in one or the other House before it shall be presented before it shall be presented to the Governor for his signature.

7th When the Bills are enrolled they shall be examined by a joint committee of one from the Council and three from the House of Representatives appointed as a standing committee for that purpose who shall carefully compare the enrollments with the engrossed bill as passed in the two Houses and correcting any errors that may be discovered in the enrolled Bills make their report forthwith to their respective Houses

8th After examination and report each Bill shall be signed in the respective Houses first by the Speaker of the House of Representatives and then by the president of the Council

9th After a Bill shall have been thus signed in each House it shall be presented by said committee to the Governor for his assent it being first indorsed on the back of the bill certifying in which House the same originated

which indorsement shall be signed by the Secretary or Clerk as the case may be.

10th All orders and resolutions which are to be presented to the Governor for his assent shall also in the same manner be previously enrolled examined and signed and shall be presented in the same manner and by the same committee as provided in the case of a bill.

11th When business requires the presence of the Council in the Representative Chamber & notice being duly given thereof they shall be preceeded by the Sergeant at Arms who shall clear the way for them and conduct them with their Secretary within the bar.

12 The Stile of all laws shall be as follows "Be it enacted by the Legislative Council & "House of Representatives of the Mississippi Territory in General Assembly convened &c and each section after the first shall begin with these words "And be it further enacted &c

13th When either House shall request a conference and appoint a committee for the purpose it shall be the duty of the other House as soon as convenient to appoint a committee for the same purpose

On motion

Resolved that a Committee be appointed on the part of this House jointly with such Committee as may be appointed on the part of the Council to contract for the printing of twenty ~~sixty for the~~ copies of the joint rules for the government of both Houses of the general Assembly —

And a Committee was appointed of Stephen Bullock Nehemiah Davis

Ordered that the Clerk of this House do acquaint the Council therewith —

Mr Shaw from the Committee of Prosecutions & Grievances to whom was referred the Petition of Nehemiah Ford & others inhabitants of the eastern end of Adams County — Report that the prayer of the ~~from~~ said Petitioners is reasonable and ought to be granted —

Whereupon Resolved that this House do agree to the said report and that the Committee last mentioned prepare and bring in a bill pursuant thereto —

Mr Shaw from the Committee to whom was referred the Petition of William T Ross & others inhabitants of the City of Natchez presented another to a bill thereupon which was received and read the first time —

On Motion Ordered that the following be added to and incorporated with the joint rules for the the Government of the two Houses this day agreed to on the part of this House towit

"When Cause is given in either House to bring in a bill they shall immediately notify the other House thereof"

On motion. Resolved that the Committee of ways and means be instructed to enquire if any and if any what measures are necessary to be adopted by the Legislature to prevent undue speculation on Territorial paper issued as Currency of public debt and to restore the depreciated Credit of the same — and that they report by bills or otherwise —

and as Committee as aforesaid

A Petition

Mr Shaw from the Committee of Propositions and Grievances to whom was referred the Petition of Susanna McCurdy made a report & a resolution thereupon which was read & considered Whereupon, Resolved that this House do agree to the same as follows —

Resolved That the Petition of Susanna McCurdy is reasonable & ought to be granted"

And on the question that the Committee of Elisha Cushman to prepare & bring in a bill pursuant to the said report

It was resolved in the Affirmative { yeas 5 nays 4

The yeas and nays being called for,
those who voted in the affirmative are,
William Snodgrass Speaker pro tem Balfy E
Cheany, Micajah Davis, Richard King & John
Shaw, —

Those who voted in the negative are
Daniel Beasley, Stephen Bullock, Ralph Regan
& John Nugent —

On motion Resolved that a Committee of three
be appointed to enquire if any and if any what
ammendment be necessary to an act concerning
divorce and alimony and that they report by
bill or otherwise —

And a Committee was appointed of
Daniel Beasley Micajah Davis Richard King

On Motion
Ordered that Mr Davis have
leave bring in a bill authorizing the several
Courts of Anne Arundel County to adjourn from the
House of Matthew Hutchins to the House of
William Jones adjoining the Town of Liberty

A Message from the Council by
Mr Hughes their Secretary — Mr Speaker the Coun=
=cil have adopted the rules reported by the joint
Committee for the Government of both Houses
and they have appointed Mr Robert a joint
Committee with the Committee appointed by this
House to contract for printing of twenty copies of the same
and then be withdrawn —

Mr Davis from the joint Committee to contract for printing of twenty Copies of the joint Rules for the government of the House —

Reported that the Committee had contracted with John Shaw who has agreed to print any number of copies thereof not exceeding twenty five for the sum of eight dollars —

Whereupon

Resolved That this House do agree to the same —

Ordered that the Clerk of this House do acquaint the Council therewith —

And the House then adjourned until tomorrow morning 10 O'Clock

Friday Nov 17th

Mr Davis for awarding to leave to given presented a bill authorizing the several County of Aroostook to adjourn from the House of Elathus Knickin & hold their Session at the House of William Jarvis adjoining the Town of Liberty — which was received and read the first time and ordered to be read the second time tomorrow

On Motion

Resolved That the report of the Committee of Incorporations Hermanus on the petition of Susanna McCrudy be entered as full length on the journal — which was

entered accordingly and is as following towit—

The Committee of Professions and Grievancy to whom was referred the Petition of Susanna McCindles praying for the passage of an act dwarsing her from her husband William McCindles Report that that they have examined on oath several credetable Witnesses touching the subject matter of said Petition and find the following to be State of the facts: on the 7th day of January 1805 the Petitioner was lawfully in the bonds in the bonds of matrimony with the said William McCindles, that on the 27th days of May following he left his family for the State of Maryland and has continued absent from the petitioner ever since, that he has since written two letters to your Petitioner the last about two or three years past expressive of some degree of kindness and affection but of no intention to return — that about two years after his departure from the Territory it appears the said William McCindles decended the River Mississippi and passed within seven miles of your Petitioners Father where she then was, yet did not call to see her but sent a verbal message informing her that he was well but had not time to visit her. That some after this Period he removed to the Choctaw nation of Indians where he at present resides in a state of adultry with an Indian Woman, that your Petitioner has lived in this Territory in the House of an uncle ever since the departure of the said William McCindles with the exception of a few occasion visits

to her Father who resides in West Florida that it is stated by various respectable persons and whose relations appear to be connected, without concern in such a manner as to entitle them to credit, that the said William McCandlys has another wife living in some part of the Atlantic State to whom he was married previously to his union with the Petitioner & your Committee therefore recommend the adoption of the following resolution —

Resolved that the Petition of Susanna McCandlys praying to be divorced from her husband William McCandlys is reasonable & ought to be granted —"

Mr Bullock from the Committee appointed to draft an address to the President of the United States, reports that the Committee had ready to report and the same which he handed in at the Clerks table where the same was read and agreed to by the House as follows

To James Madison President of the United States

Sir The Legislative Council and house of representatives of the Mississippi Territory respectfully solicit Your attention to a subject as important as interesting to our citizens. The rich and beautifull country on the Yazoo which seperates our settlements from each other is held by Indians, the extinguishment of whose claim is of the first importance to the prosperity of our Territory. The policy as well as the prosperity of making such a purchase of them must be existent. The advantages which it would afford in strengthening our settlements, in connecting our population and in rendering a compact and united people cannot be too highly appreciated. Be assured that we have the fullest confidence that You will take such measures for the accomplishment of our wishes as may be consistent with the prosperity of our Territory and the interest and policy of the United States.

Mr Davis laid before the House the amount of James Stringfellow for making two tables & bar for the Legislature which was read and ordered to be referred to the Committee of Claims —

Resolved that the following additional rule to be added to the joint rules of both Houses of the General Assembly "that in case of conference between the two Houses the joint Committee or a majority of them when met shall elect their own Chairman" —

Ordered that the Clerk of this House do acquaint the Council therewith —

Mr Shaw from the Committee of Propositions & Grievances presented an order to bring in a bill to Divorce Susanna McCulloss from William McCulloss her husband which was received & read the first time and ordered to be read the second time to tomorrow —

Mr Bullock from the Committee of Unfinished Business Reported several Petitions and Claims against the Country which were ordered to be referred to the Committee of Claims

Mr Bullock from the said Committee reported as unfinished business the Report of the Auditor of Public Accounts and Treasurer which ordered to be referred to the Committee of Accounts

Mr Shaw laid before the House a paper and a petition

prisons among today for which an allowance is claimed by all Cabinet Officers of Albany County by Petition —

Ordered that the said Papers be
referred to the Committee of Claims
on Petitions

Resolved that a Committee of three
be appointed to inquire whether any and if any
what alterations be necessary to be made in
the boundaries of the several Counties in the
Western District of the Mississippi Territory
and that they report by bill or otherwise

And a Committee was appointed of
Micajah Davis, Daniel Beasly & Richard King

And the House then adjourned until
tomorrow morning 10. Oclock —

Saturday May 18th

Two other members towit Theodore Brighurst
& John Haines from the County of Washington
appeared and took their seats in the House

altering the place of holding
The Bill authorizing the several Courts of Amite
County was read the second time and ordered to be
engrossed and read the third time tomorrow an
Monday next —

And the House then adjourned until
monday next 2 Oclock P. M —

Monday Mar 20th

Another number came Lindenmand L Claiborne from the County of Adams Speaker of this House appeared and took his seat—

A Message from the Council by Mr Hughes their Secretary — Mr Speaker That Council have agreed to the report of the joint Committee appointed to contract for the printing of the joint rules for the government of both Houses —

The Council on their part have appointed on their part Mr McCabe a Committee with such Committee as may be appointed by this House to examine modified bills, and have also concurred in this House in the adoption of the additional Rules proposed for for the Government of both Houses Ther Le enclosures

An Resolution Resolved that a Committee of three be appointed to prepare and report a Memorial to the President of the U.S. praying for the speedy appointment of a Brigadier General for this Territory —

And a Committee was appointed of John Shaw, William Snodgrass & Ralph Regan,

A Petition Robert Closely was presented to the House and read praying compensation for money expended by him in paying a Guard & appointed to convey a Certain Prisoners to Washington City Jail,

Read

Ordered that the said Petition be referred to the Committee of Claims ~

On motion

Resolved that this House inform the Council that a Committee has been appointed to examine the Auditor and Treasurer county who will jointly act with such Committee as the Council may think proper to appoint ~

An engrossed bill allowing the place of holding the several Courts of Ante County was read the third time and amended by now ~

Resolved that the said bill do pass and that the title be "An Act allowing the place of holding the several Courts of Ante County"

Ordered that the Clerk of this House do carry the said bill to the Council & desire their concurrence ~

The Bill to repeal an act entitled an act to erect the Town of Petaluma into a City & to incorporate the same" and for other purposes therein mentioned was read the second time and ordered to be referred to the Committee of the whole House on Thursday next ~

On motion the House then adjourned until tomorrow morning 11. O'Clock ~

Tuesday Nov. 21st

Mr Beasley from the Committee appointed according to order a bill to raise a revenue which was received and read the first time and ordered to be read the second time tomorrow —

A Message from the Council by Mr Hughey their Secretary — Mr Speaker The Council have passed the address to the President of the United States sent to them for concurrence — They have passed a bill entitled "an act to amend an act entitled "an act for the limitations of actions and for avoiding vexatious Law Suits" to which bills they desire the concurrence of this House — They have appointed Mr Carsons a joint Committee of Amend with the Committee appointed on the part of this House, and then be withdrawn —

The Bill from the Council entitled "an act to amend an act entitled "an act for the limitation of actions and for avoiding vexations Law Suits" was read the first time and ordered to be read the second time tomorrow —

A Petition of Isaac Rapalje a citizen of Clarke County was presented to the House and read pray for certain reasons therein mentioned that the record and proceedings in the Orphans Court of Jefferson County touching the administration of Isaac Rapalje dec'd may be removed to the Orphans Court of Clarke and that the Petitioner may be authorized to settle the accounts thereof —

Ordered

Ordered that the said Petition be referred to the Committee of Propositions Grievances with leave to report by bill or otherwise

Mr Shaw from the Committee appointed according to order a Petition to James Madison President of the U.S. praying for the speedy appointment of a Brigadier General for this Territory which was received and read the first time and ordered to be read the second time tomorrow

Mr Bullock from the Committee appointed presented according to order a bill supplementary to the act entitled an act to amend and reduce into one the several Acts concerning Public roads highways Ferries and Bridges within this Territory which was received and read the first time and ordered to be read the second time tomorrow

The Bill to divorce Susanna McCurdy from Susanna. William McCurdy her husband was read the second time

On motion Ordered that the further consideration of the said bill be postponed until the first monday in December next

A Message from the Council by Mr Hughes their Secretary Mr Speaker The Council have passed the bill entitled "an act altering the place of holding the several Court of Amite County" with an amendment to which amendment they desire the Concurrence of this House and then he withdrew

The House proceeded to consider the said Amendment at the Clerk takes thereupon

Resolved that this House disagree to the said amendment and desire a conference with the Council on the subject matter of said amendment and that Mr Davis Mr Beasley &c. appointed managers to attend the said conference on the part of this House—

Ordered that the Clerk of this House do acquaint the Council therewith—

On Motion Resolved that a Committee of three be appointed to examine the Ordinances of the Common Council of the City of Natchez and report whether any of the said Ordinances be contrary to the laws of this Territory—

And a Committee was appointed of John Shaw, Stephen Bullock & John Haines—

And the House then adjourned until to morrow morning 11 o'clock—

Wednesday Nov 22d

On Motion Ordered that Mr Bullock have leave to bring in a bill to incorporate the Planters Society of Adams County—

Mr Bullock accordingly presented the said bill which was received and read the first time and Ordered to be read the second time tomorrow—

A Message from the Council by Mr Hughes their Secretary — Mr Speaker — The Council have appointed their part Mr Carson Manager of to confer with the Managers appointed by this House on the subject matter of amendment & disagreement to the bill entitled an act to alter the place of holding the Circuit Court of Anne County" and then he withdrew

On motion ordered that Mr Pollock have leave to bring in a bill concerning the navigation of the River Bayou Pierre —

Mr Pollock accordingly presented the Bill which was received and read the 1st time and ordered to be read the second time tomorrow

The Bill from the Council entitled "an act to amend an act entitled an act for the limitation of actions and for avoiding vexatious lawsuits was read the second time and amended and ordered to be read the 3d time tomorrow

~~The Bill to raise a revenue was read the second time~~

A Message from the Council by Mr Hughes their Secretary Mr Speaker — The Council have passed a bill entitled "An act to establish an Academy in the County of Claiborne and for other purposes" to which bill they desire the concurrence of this House, and then he withdrew —

The Bill to raise a Revenue was read the second time and ordered to be referred to a Committee of the whole House on this day —

The bill supplimentary to the act intitled "an act to amend and reduce into one the several acts concerning public roads highways, ferries and Bridges within the Territory" was read the second time and ordered to be referred to a Committee of the whole House tomorrow

Mr Shaw from the Committee appointed presented anordey to order a bill to divide Adams County and to establish a County by the name of Rapides - which was received and read the first time and ordered to be read the second time on Saturday week next

The Bill from the Council entitled "an act to establish an academy in Claiborne County and for other purposes" was read the first time and ordered to be read the second time tomorrow ~

A Memorial & of Samuel Brooks and others inhabitants of the City of Natchez was presented to the House and read praying that an act may be passed establishing the Mayor Court of the said City on the same principles that the County Courts of the Territory are established reserving to the City its jurisdictions

Ordered that the said Memorial be referred to a Committee of Daniel Beasley Stephen Bullock & John Shaw, with leave to report by bill or otherwise —

The House anordey to order resolved itself into a Committee of the whole House on the bill to raise a revenue and after some time spent therein Mr Speaker resumed the Chair and Mr Lindsay reported that the Committee had anordey to order the said bill under consideration and had made

some

same progress thereon and had directed him to move for leave to sit again—

On motion Resolved that this House will tomorrow again resolve itself into a Committee of the whole House on the said bill—

And the House then adjourned until tomorrow morning 9 O'Clock—

Thursday March 23rd

The Bill from the Council entitled an act to amend an act entitled an act for the Limitation of Actions &c for awarding Vexatious Law Suits was read the third time with the amendment and that on the question that the said bill do pass as amended—

It was resolved in the affirmative

Ordered that the Clerk of this House do acquaint the Council therewith—

The Bill from the Council entitled an act to establish an Academy in the County of Claiborne and for other purposes was read the second time and ordered to be referred to a Committee of the whole House to-morrow

The Petition to James Madison President of the United States praying for the speedy appointment of a Brigadier General of this Territory was read the second time and ordered to be imposed & read the third time tomorrow—

The House according to the order of the day again resolved itself into a Committee of the whole

House on the bill to raise a Revenue and after some time spent therein Mr Speaker resumed the chair and Mr Snodgrass reported that the Committee had according to order had the said bill again under consideration and had made further progress therein

Resolved that this House will again to day again resolve itself into a Committee of the whole House on the said bill —

A Mes

A Message from the Council by Mr Hughes their Secretary Mr Speaker — The Council have passed a bill entitled "an act establishing proper patrols and for other purposes" to which bill they desire the concurrence of this House — The Council have concurred with this House in three ammendments proposed to the bill entitled an act for the limitation of actions and for avoiding vexatious Law Suits" and three Ammendments

The Bill from the Council entitled an act establishing proper patrols and for other purposes was read the first time and Ordered to be read the second time to morrow

The House according to the Order of the day again resolved itself into a Committee of the whole House on the bill to raise a Revenue and after some time spent therein Mr Speaker resumed the chair & Mr Snodgrass reported that the Committee had according to order the said bill under consideration and had made several ammendments which were read & agreed to by the House —

The Journal ~~adoy~~ of the day of ~~was~~ read and ~~the House then~~ adjourned until tomorrow morning 10 O'clock ~

Friday May 24th

Mr Davis from the Committee appointed presented a bill supplementary to an act entitled an act concerning divorces and Alimony which was received and read the first time and ordered to be read the 2d time tomorrow —

The Bill from the Council entitled an act establishing Patrols and for other purposes was read the second time and ordered to be Committed to a Committee of whole House tomorrow ~ on monday next

Mr Shaw gave notice to the House that he would tomorrow move tomorrow to rescind the 33d Rule for the Government of this House ~

The ~~Petition~~ memorial to James Madison President of the ~~House~~ United States praying for the speedy appointment of a Brigadier General for this Territory was read the third time and agreed to by the House as follows viz —

To James Madison President of the United States —

The Petition of the Legislative Council and House of Representatives of the Mississippi Territory respectfully represents — That a well organized Militia at all times the best defence of liberty, is, in a Country locally circumstanced like this Territory, peculiarly necessary and important, Various, and the utmost efforts have been employed to organize our Militia, but we are sorry to observe not with the desired success, which in the Opinion of your Petitioners is in a great degree justly attributable to the want of a Brigadier General — Though we have

have the fullest confidence in the talents & acquirements of our present Chief Magistrate and that nothing will be lacking on his part to promote the interest of the Militia, yet the duties of Chief Magistrate are so arduous & multifarious that he cannot possibly do the same justice to the subject as a man of equal or even superior ability who could apply to it a less divided attention —

Your Petitioners therefore pray that a Brigadier General for this Territory may be appointed with as little delay as is consistant with attention to objects of more pressing importance —

And &c

Ordered that the Clerk of this House do carry the same to the Governor in relation thereto

Ordered that the Committee of the whole House be discharged from the consideration of the bill to repeal an act entitled an act to incorporate the Town of Natchez into a City and to incorporate the same" and for other purposes therein mentioned — and that the said bill be recommitted to the Committee that reported the same —

The House according to the order of the day resolved itself into a Committee of the whole House on the bill supplimentary to an act entitled an act to amend and reduce into one the several acts concerning public roads highways ferries & Bridges within this Territory and after some time spent therein the Speaker pro tem resumed the chair and Mr Davis reported that the Committee had according to order the said bill under consideration and had made some progress therein

Resolved that this House will tomorrow again resolve itself into a Committee of the whole House on the said bill

The Bill incorporate the Planters County of Claiborne County was read the second time and ordered to be committed to a Committee of the whole House tomorrow —

The House according to the Order of the day resolved itself into a Committee of the whole House on the bill from the Council entitled "An act to establish an Academy in the County of Oakland and for other purposes" and after some time spent therein Mr Speaker pro. tem. resumed the Chair and Mr Davis reported that the Committee had according to Order the said bill under consideration and had made several Amendments thereto which he delivered in at the Clerks table where they same were read and agreed to by the House

Ordered that the said bill with the amendments be read the third time tomorrow

And the House then adjourned until tomorrow Morning 9 o Clock

Saturday Nov 25th

Mr Davis from the Managers appointed on the part of the House to attend a conference with the Council on the subject matter of Amendment to the bill entitled an act altering the place of holding the Circuit Courts of Oakland County made a report which was read and agreed to by the House

The Bill Supplementary to an act entitled "An act concerning divorce & alimony" was read the second time and amended

On motion

Ordered that the said bill be engrossed with the amendment & read the third time on Tuesday next

The House according to the Order of the day Resolved itself into a Committee of the whole House on the bill from the Council entitled "An act to establish an Academy in Clarke County & for other purposes" and after some time spent therein the Speaker pro. tem. resumed the chair and Mr Davis

The House proceed to consider the amendments reported by the Committee of the whole House on the bill to raise a revenue — Whereupon —

Resolved that this House do agree to the same

A motion was then made further to amend the said bill by striking out the word "eight" in the 16th line of the 2d section and insert the word "five"

And on the question thereupon

to pass in the negative { yeas 2 nays 7 —

The yeas and nays being then called for, those who voted in the affirmative are Daniel Beasley & Chaney, & Richard King —

Those who voted in the negative are Daniel Beasley, Theodore Brightwell, Stephen Bullock, Micajah Davis, John Hains, Asa Regan, & John Nugent —

A motion was then made further to amend the said bill at the Clerks table after by inserting the following words after the word "slaves" in the 18th line of the 2d Section to wit "That the sum of one dollar shall be levied on all free white males above the age of twenty one years and under the age of fifty years" — and on the

question thereupon

It was resolved in the affirmative, yeas 5 nays 4

The yeas and nays being called for,

Those who voted in the affirmative are,

Theodore Brightwell, Stephen Bullock, Micajah Davis, Lohn Hains, & Ralph Regan,

Those who voted in the negative are,

Daniel Beasley, Baby E Chany, Richard King & John Nugent.

A motion was made further amend the said bill at the Clerks table by striking out the word "five" in the third line of the 8th section & insert in lieu thereof the word "four"

And the question thereupon, the Speaker pro Tem declaring himself with the nays on the question was making the division equal the question was according to the rule of the House decided in the negative.

yeas 5
nays 5

The yeas and nays being called for,

Those who voted in the affirmative are,

Baby E Chany Micajah Davis, Richard King Ralph Regan, John Nugent

Those who voted in the negative are

William Snodgrass Speaker pro tem. Daniel Beasley, Theodore Brightwell, Stephen Bullock, & John Hains,

A motion was made further to amend the said bill by striking out after the word "dollars" in the 5th line of the 8th section the following words,

"nor less than one hundred dollars"

And on the question thereupon.

It was resolved in the ~~affirmative~~ negative } yeas 4
nays 5

The yeas and nays being called for,

Those who voted in the affirmative are,

Daily E Chaney, Micajah Davis, Richard King & John Nugent —

Those who voted in the negative are

Daniel Beasley, Theodore Breightwell, Stephen Bullock John Haines, Ralph Regan —

A motion was then made further to amend the bill at the Clerks table by inserting after the word the word whatever in the third line of the 8th section the words "Provided such incumbrances or Le= =vies be of a date subsequent to the time of levying such tax" —

And on the question thereupon,

It was resolved in the ~~affirmative~~ negative } yeas 3
nays 7

The yeas and nays being called for,

Those who voted in the affirmative are,

John Haines, Richard King & John Shaw

Those who voted in the negative are,

Daniel Beasley, Theodore Breightwell, Stephen Bullock Baily E Chaney, Micajah Davis, Ralph Regan, & John Nugent —

A motion was made further to amend the said bill at the Clerks table by striking out after the word "State" in the 5th line of the

the 14th Section the following words "or not, issued by the Bank of the United States or any branch thereof"

And on the question thereupon

It was resolved in the affirmative { yeas 6 / nays 5

The yeas and nays being called for,

Those who voted in the affirmative are Williams Snodgrass Speaker pro. tem. Bailey E Chaney John Haney, Richard King, Ralph Regan & John Ham—

Those who voted in the negative are Daniel Beasley, Theodore Brightwell, Stephen Bullock, Micajah Davis, & John C Vigent—

The said bill was further amended at the Clerk's table and ordered to be engrossed with the amendments and read the third time on tuesday next—

A Message from the Council by Mr Hughes their Secretary— Mr Speaker the Council have agreed to the report of the Committee of conference abd on the subject matter of amendment depending between the two Houses to the bill entitled An act altering the place of holding the Superior Courts of Anne Arundel County— and their Concurrence—

On a motion made and seconded that this House do adjourn until tuesday next 11 Oclock

and on the question thereupon

It passed in the negative { yeas 4 / nays 6

The yeas and nays being called for
those who voted in the affirmative are
Daniel Beasley, Theodore Brightwell, Beck° Hung,
John Nugent —

Those who voted in the negative are
Stephen Bullock, Bailey & Cheney, Micajah Davis,
John Hains, Ralph Regan, & John Shaw —

And the House then adjourned until
three O'Clock P.M —

3. O'Clock P.M. on Saturday
November 25th

On a motion — Ordered that
House do now adjourn until Thursday next 2 O'clock
P.M. —

And on the question thereupon

It passed in the affirmative

& so the House adjourned accordingly —

Tuesday November 28th 1809

Mr Hains gave notice to the House that he would
move tomorrow to amend the 33d rule for the
government of this House —

Mr Bullock from the Committee appointed
according to Order a bill to amend an act entitled
an act establishing the Seals of the several offices
therein named and for other purposes — which was
received read the 1st time & ordered to be read

the Second time to morrow

~~An Motion~~

~~Ordered that Mr Bullock have leave~~

~~to bring in a bill for the relief of Thomas~~

~~Gray~~ — Mr Bullock accordingly presented the said bill which was received & read the first time Ordered to be read the second time tomorrow

—

Mr Shaw from the Committee to whom was recommitted on the instant the bill to repeal the Act entitled an Act to erect the Town of Natchez into a City & to incorporate the same reported an — Amendatory bill thereto which was received & read the 1st time and ordered to be read the second time to morrow

Mr Speaker laid before the House the Memorial of the County of Jefferson taken by the third Collector which was read & referred to the Committee of Finance & unfinished business

The Petition of John Vermanet was presented to the House praying an act to divorce him from Jane Vermanet his wife —

Ordered that the said petition ~~be laid~~ lie on the table —

An Engrossed bill to raise a revenue was read the third time —

A Motion was then made to amend the said

It [illegible] was resolved and the affirmative 5 yeas 4 negatives 3 ways 7

The yeas and nays [illegible] for

those who voted in the affirmative are,

Daniel Beasley, Bailey E. Chaney, Micajah Davis &

John Shaw —

Those who voted in the negative are,

Theodore Breckinridge, Stephen Bullock, John Haney

Richard Kirk, Ralph Regan, John Regan &

William Snodgrass —

Ordered The said bill was further amended

at the Clerk table and ordered to be read the

third time tomorrow with the amendment to morrow

On motion

Resolved that the following additional rule

be added to the rules for the Government of this House.

"If any officer of this House shall be absent from

the Service of the same one hour after the hour to which

the House adjourned the preceding day he shall forfeit

a sum equal to the compensation allowed by law

to such officer for each days attendance at the

general Assembly" —

and the House then adjourned until tomorrow

morning 9 Oclock —

Thursday November 30th 1809

Mr Hanah gave notice to the House that he would move tomorrow for leave to bring in a bill for the division of Washington County and for other purposes &c.

On Motion

Ordered that the Committee of the whole House be discharged from the consideration of the bill to incorporate the Planting Society of Claiborne County —

The said bill was thrice read the second time and ordered to be engrossed & read the 3rd time tomorrow —

The Bill from the Council entitled an act authorizing certain Commissioners therein named to employ a fit person to open a road from Pearl river to the Chickasawhay river and for other purposes" was read the first time and ordered to be Committed to a Committee of the whole House tomorrow —

The bill to amend an act entitled "an act establishing the fees of the several officers therein named and for other purposes" — was read the second time & ordered to be recommitted to the Committee who reported the same —

The Bill concerning the navigation of the river named Bayou Pierre was read the second time & ordered to be engrossed & read the third time tomorrow —

An ettotion

Ordered that Mr Beasley have leave to bring in a bill providing for the payment of County Claims and for the other purposes —

An ettotion

Ordered that Mr King have leave to bring in a bill providing for the building & keeping in repair three bridges over St Catharines Creek in the County of Adams —

The House according to the Order of the day again resolved itself into a Committee of the whole House on the bill supplimentary to the Act entitled an Act to amend and reduce into one the several Acts concerning public roads highways ferries & bridges within this Province and after some time spent therein Mr Speaker resumed the Chair and Mr Davis reported that the Committee had according to order the said bill under consideration & had made several amendments thereto which he handed into the Clerks table where the same were read and agreed to by the House —

The said bill as further amended at the Clerks table and ordered to be on the table until tomorrow —

An ettotion Ordered that leave be given to bring in a bill authorizing the assessment & collection of a tax on the inhabitants of the County of Simcoe for the purpose of defraying the expence of erecting a Courthouse Jail and Stocks in said County —

Mr Beasley ~~from the Com~~ presented a bill to leave a bill prepared for the payment of County Claims and for other purposes, which was received & read the first time and ordered to be read the second time tomorrow —

Mr Beasley from the joint Committee of enrolled bills reported that the Committee had examined an enrolled bill entitled "An act to amend an act entitled an act for the limitation of Actions &c for avoiding vexatious Lawsuits" and had found the same to be truly enrolled, whereupon,

Resolved Mr Speaker ~~&c~~ signed the s[d] bill

Ordered that Clerk of this House do acquaint the Council therewith. —

On a motion made and seconded that the House do come to the following Resolution

Resolved by the House of Representatives with the concurrence of the Legislative Council that no bill shall originate in either House after 15th of December next and that the President of the Council and Speaker of the House of Representatives be authorized and required to adjourn their respective Houses on the Friday before Christmas next —

and on the question thereupon

It was resolved in the affirmative Ayes 3 nays 2

The yeas and nays being called for

Those who voted in the affirmative are Daniel Beasley, Theodore Brightwell, Stephen Bullock Daby E Chany, John Haney, Richard King, Ralph Regan, John Nugent, & William Snodgrass ~

Those who voted in the negative are Micajah Davis & John Shaw ~

A Petition of Smith Miller was presented to the House & read praying an act to divorce him from Hannah Miller his wife —

Ordered that the said Petition be referred to the Committee of Propositions & Grievances

A Petition of the Mechanical Society of the City of Raleigh Signed by Walter Irwin their President was presented to the House and read praying a certain Alteration in the 6th Section of the Act "for the settlement and relief of the poor" —

Ordered that the said Petition be referred to the Committee to whom was referred on the 7th instant the Petition of William T Vose & others inhabitants of said City —

The Bill from the Council entitled an Act "establishing patrols and for other purposes" was read the third time with the ammendments —

And on the question that the said bill do pass as ammended —

It was resolved in the Affirmative

Ordered that the Clerk of this House do acquaint the Council therewith —

The Bill for the relief of Dr Thomas Gaup was read the second time —

and Ordered to be engrossed & read the third time tomorrow —

The Bill to repeal an act entitled An act to erect the Town of Natchez into a City and to incorporate the same" and for other purposes — was read the second time and Ordered to be Committed a Committee of the whole House tomorrow —

A Message from the Council by Mr Hughes their Secretary — the Speaker The Council have passed the Petition to the President of the United States and them to be withdrawn —

and the House then adjourned until tomorrow morning 11 O'Clock

Friday December 18th 1818

The House according to the Order of day resolved itself into a Committee of the whole House on the bill from the Council entitled "An act authorising certain Commissioners therein named to employ a fit person to open a road from Pearl river to the Chuctawhay River and for other purposes" and after some time spent therein the Speaker resumed the Chair & Mr Snodgrass reports that the Committee had according to order the said bill under consideration and had made no amendment thereto

Ordered that the said bill be read the third time tomorrow

Mr Hanes presented and read the leave a bill to divide Washington County and for other purposes which was received and read the first time & Ordered to be read the second time tomorrow

The Engrossed bill to incorporate the Planters Society of Claiborne County was read the third time

Resolved that the said bill do pass and that the title be an act to incorporate the Planters Society of Claiborne County"

Ordered that the Clerk of this House do carry the said bill to the Council & desire their concurrence

A Message from the Council by Mr Hughey their Secretary — Mr Speaker — The Council have agreed to the first second fourth amendments proposed by this House to the bill intitled an act establishing Patrols and for other purposes and have disagreed to the third amendments proposed to s^d bill, they request a conference on the subject and have appointed Mr Stuart Managers with such Managers as may be appointed by this House to attend s^d conference —

The Council have concurred with the Resolution sent to them from relative to an adjournment of the present session of the General Assembly and then be sine die

On motion

Ordered that Mr Bullock & Mr Beasley be appointed managers on the part of this House with the managers appointed on the part of the Council to attend a conference on the bill last mentioned —

A Petition of James Smith was presented the House and read praying an act to divorce him from his wife Ruth Smith —

Also the Petition of Ruth Smith praying to be divorced from James Smith her husband.

Ordered that the said Petitions be referred to the Committee of Propositions & Grievances

An Engrossed bill for the relief of D Thomas Gary was read the third time

And on the question that the said bill do pass — It was resolved in the negative

The House according to the order of the day resolved itself into a Committee of the whole House on the bill to repeal an act entitled "an act to erect the Town of Natchez into a City and to incorporate the same" and for other purposes, and after some time spent therein the Speaker resumed the chair and Mr Snodgrass reported that the Committee had according to order the said bill under consideration and had some progress therein —

On Motion

Resolved that this House will this day again resolve itself into a Committee of the whole House on the said bill

A Message from the Council by Mr Laughlin Myers Secretary — Mr Speaker The Council have passed a bill intitled an Act to amend the Penal Laws now in force respecting Prison bounds bonds" to which bills they desire the concurrence of this House. They have passed a bill intitled An Act Supplementary to an Act intitled an Act concerning Divorce & Alimony" with amendments to which amendments they desire the Concurrence of this House, & then Le withdrew —

An Engrossed bill concerning the navigation of the River named Bayou Pierre was read the third time —

Resolved that the said bill do pass & that the title be "An Act concerning the navigation of the rivers named Bayou Pierre & Big Black" —

Resolved that the Clerk of this House do carry the said bill to the Council & desire their concurrence —

The Bill from the Council intitled an Act to amend the several laws respecting prison bounds bonds" was read the first time & ordered to be read

to

Second time tomorrow

Mr Bullock from the Managers appointed to attend a conference with the Council on the subject matter of Amendments depending between the two Houses to the bill entitled An Act establishing Postals and for other purposes reported made a report which was read & agreed to by the House —

Ordered that the Clerk of this House do acquaint the Council therewith —

The House proceeded to consider the Amendments proposed by the Council to the bill entitled An Act Supplementary to an Act entitled An Act for the Encouragement & Advancement of Agriculture & Manufactures — Whereupon

Resolved that this House do agree to the said Amendments —

Ordered that the Clerk of this House do acquaint the Council therewith —

Mr Shaw from the Committee of Propositions & Grievances to whom was referred the Petition of Maria Charlotte Taulmé reported a resolution thereupon which was read & agreed to by the House as follows — Resolved that the Prayer of the said Petition is unreasonable & ought not to be granted —

Mr Shaw from the Committee of Claims to whom was referred the Petition of Thos Lee Hall made a report which was read & considered

Whereupon, Resolved that this House do agree with the said Committee in their opinion that the prayer of said Petition is unreasonable & ought not to be granted"

Mr Shaw from the Committee of Claims to whom was referred the Petition of John Robert Mosely made a report which was read & considered,

Whereupon, Resolved that this House do agree with the said Committee in their opinion that the prayer of the said petition is reasonable & ought to be granted"

Mr Shaw from the Committee of Claims to whom was referred the Petition of John Seybourne made a report which was read & considered

Whereupon Resolved that this House do agree with the said Committee in their opinion that the prayer of the said Petition is reasonable & ought to be granted"

The Bill to provide for the payment of County Claims and for other purposes was read the second time and Ordered to be committed to a Committee of the whole House tomorrow

The House according to the order of the day again resolved itself into a Committee of the whole House on the bill to repeal an act entitled an Act to

to erect the Town of Natchez into a City and to incorporate the same and for other purposes ~ and after some time spent therein all Speakers resumed the chair J.M. Snodgrass reported that the Committee had according to Order the said bill under consideration and had made several amendments thereto which he delivered in at the Clerks table where the same were read & agreed to by the House ~

The said bill was further amended at the Clerks table and Ordered to be engrossed the with the amendments & read the third time tomorrow ~

A Petition of Ralph Regan heretofore presented to this House praying for a certain allowance therein mentioned was read & ordered to lie & referred to the Committee of Claims ~

And the House then adj'd till tomorrow morning 9 o'clock ~

Saturday Dec 2nd

The Bill from the Council entitled an Act to amend the several laws now in force respecting Prison Bonds" was read the second & Ordered to be read the third time to morrow next ~

The Bill from the Council entitled an Act authorizing certain Commissioners therein named to employ a Jail prison & Jail prison to open a road from Pearl river to the Chickasawhay River and for

for other purposes was read the third time

And on the question that the said bill do pass It was resolved in the ~~negative~~ affirmative

Ordered that the Clerk of this House do acquaint the Council thereof

The Bill to divide Adams County and establishing a County by the name of Hancock was read the second time and ordered to be Committed to a Committee of the whole House ~~[redacted]~~ to day

The House according to the Order of the day resolved itself into a Committee of the whole House on the bill to provide ~~from the County~~ for the payment of County Claims and for other purposes and after some time spent therein Mr Speaker resumed the chair & Mr Davis reported that the Committee had according to the order of the said bill under consideration and had made several amendments thereto which he delivered in at the Clerks table where the same was read & agreed to by the House

On motion Ordered that the said bill do lie on the table

Mr Shaw from the Committee appointed presented according to Order a bill concerning the Militia of the Municipal Territory which was received & read the first time and ordered to be read the second time on monday next

A Message from the Council by Mr. Hughes their Secretary — Mr Speaker — The Council have agreed to the report of the Committee appointed to confer on the subject matter of ammendment subsisting between the two Houses to the bill entitled "an act establishing Patrols and for other purposes, they have passed the two following bills viz "An act to remove the Site of Justice of Wilkinson County and for other purposes

An act directing the taking the Census of the Mississippi Territory" ~~to which the concurrence of this House is desired~~; ~~and to which bills~~

They have passed the bill entitled an act concerning the navigation of the Yazoo Bayou Pierre & Big black with ammendment to which bills & ammendment they desire the concurrence of this House: and then he withdrew —

The Bill to divide Washington County and for other purposes was read the second time and ordered to be Committed to a Committee of the whole House on monday next —

The Bill from the Council entitled an act to remove the Site of Justice of Wilkinson County & for other purposes was read the first time and ordered to be read the second time on monday next —

The Bill from the Council entitled "an act directing the taking the Census of the Mississippi Territory" was read the first time and ordered to be read the second time on monday next —

The House proceeded to consider the amendments proposed by the Council to the bill entitled an Act concerning the navigation of the rivers Bayou Pierre & Big Black Whereupon —

Resolved that this House do agree to the amendments and that the Clerk of this House do acquaint the Council therewith —

Mr Shaw from the joint Committee for enrolled bills reported that the Committee had examined an enrolled bill entitled an act to establish an Academy in the County of Claiborne for other purposes and had found the same to be truly enrolled — Whereupon Mr Speaker signed the said enrolled bill —

Ordered that the Clerk of this House do acquaint the Council therewith —

Mr Shaw from the Committee appointed presented according to order a bill to amend an act entitled "an act for the Settlement & relief of the Poor" which was received & read the first time and ordered to be read the second time on Monday next —

Mr Davis according to leave given presented a bill authorizing the assessment and collection of a tax on the inhabitants of the County of Amite, which was received & read the first time and ordered to be read the second time on monday next —

The House according to the order of the day re-
solved itself into a Committee of the whole House
on the bill to divide Oldham County & establishing
a County by the name of Henrietta & after
some time spent therein Mr Speaker resumed the
chair & Mr Snodgrass reported that the Committee
had according to order the said bill under consideration
and had made some progress therein

An adjournment being then called for
the House adjourned until monday next 11 Oclock.

Monday December 4th

The Bill authorizing the assessment and collection
of a tax on the inhabitants of the County of
Anita was read the second time and ordered to be
referred to a Committee of the whole House immediately

The House accordingly resolved itself into a Committee
of the whole House on the said bill and after some
time spent therein Mr Speaker pro tem resumed the chair &
Mr Davis reported that the Committee had
according to order the said bill under consideration
and had made several Ammendments thereto which
he delivered in at the Clerks table where the same
were read & agreed to by the House—

Ordered that the said bill be recommitted
to the Committee who reported the same
Mr Davis, Beasley & Nugent—

Mr Davis from the Committee of Ways & means presented an order to order a bill to support the Credit of the Territory which was received and read the first time and ordered to be read the second time tomorrow—

The Bill to divide Adams County and establishing a County by the name of Homochitto was ordered to be again Committed to a Committee of the whole House immediately—

The House accordingly resolved itself into a Committee of the whole House on the said bill & after some time spent therein the Speaker pro. tem resumed the Chair & Mr Davis reported that the Committee had according to order the said bill under consideration & had made some progress therein

On motion

Resolved that this House will this day again resolve itself into a Committee of the whole House to day—

Mr Shaw from the joint Committee for mode & bills reported that the Committee had examined the following mended bills viz—

"An act altering the place of holding the Circuit Courts of Amite County"

"An act establishing Patrols & for other purposes"

An act authorizing certain Commissioners therein named to employ a fit person to open a road from Pearl river to the Chickasawhay river and for other purposes

"An act supplementary to an Act entitled "An Act concerning divorce & Alimony" &

Had found the same to be truly recited

Whereupon the Speaker pro tem. signed the

said enrolled bill —

Ordered that the Clerk of this House do

acquaint the Senate therewith —

Mr Davis from the Committee to whom was

referred the bill authorizing the assessment and

collection of a tax in the inhabitants of the

County of Lincoln, reported an amendatory bill therto

which was received and read the first time and

Ordered to be read the second time tomorrow

A Petition of Michael Brenner Gaoler of Adams

County Goal was presented to the House and read praying

for certain relief therein prayed for —

Ordered that the said Petition be referred to

a Committee of the Davis & Mr Chaney —

The House according to the Order of the day

resolved itself into a Committee of the whole House

on the bill to divide Washington County and for

other purposes and after some time spent therein

the Speaker resumed the chair & Mr Davis reported

that the Committee had according to order the said

bill under consideration and had made several

amendments thereto which he delivered in at the Clerks

Table where the same were read & agreed to by the

House —

Ordered that the said bill with the amend-

ments be engrossed and read the third time tomorrow

The House according to the order of the day again resolved itself into a Committee of the whole House on the bill to divide Adams County & establishing a County by the name of Franklin and after some time spent therein Mr Speaker pro. tem resumed the chair & Mr Davis reported that the Committee had according to order the said bill under consideration & had made several Amendments thereto which he delivered in at the Clerks table where the same were read and agreed to by the House —

The said bill was further amended at the Clerks table and ordered to be engrossed & with the amendments & read the third time tomorrow —

The Bill from the Council to remove the Site of Justice of Wilkinson County and for other purposes was read the second time and ordered to be referred to a Committee of Mr Beasley Mr Davis & Mr. Nugent —

Mr Shaw gave notice to the House that he would move to morrow for leave to bring in a bill to establish a Bank in the Mississippi Territory

A Petition & sundry inhabitants of the City of Natchez praying an act to incorporate them as a fire Company —

Ordered that sd Petition be referred to the Committee of Propositions & Grievances —

A Petition of Davis Gore was presented to the House and read praying an allowance for supporting a pauper —

Ordered

Ordered that the said Petition be referred to the Committee of Claims —

And the House then adjourned until tomorrow morning 10 O'Clock —

Thursday December 5th 1809

An Engrossed bill to repeal an act entitled "An act to erect the Town of Natchez into a City and to incorporate the same" and for other purposes therein mentioned was read the third time

Resolved that the said bill do pass & that the title be an act to amend an act entitled "An act to erect the Town of Natchez into a City and to incorporate the same" and for other purposes therein mentioned —

Ordered that the Clerk of this House do carry the said bill to the Council & desire their concurrence

The Bill to provide for collection of a special tax from the inhabitants of the County of Amite for the purpose of building a Courthouse Jail & stocks in said County was read the second time — and ordered to be Committed to a Committee of the whole House immediately —

The House accordingly resolved itself into a Committee of the whole House on said bill after some time spent therein the Speaker resumed the chair & Mr Snodgrass reported that the Committee had

awarding

according to order the said bill under consideration and had made no amendment thereto—

Ordered that the said bill be engrossed & read the third time tomorrow—

An Engrossed bill to divide Adams County and establishing a County by the name of Franklin was read the third time

And on the question that the said bill do pass

It was resolved in the affirmative { 9 yeas / 3 nays

The yeas and nays being called for,

Those who voted in the affirmative are

Daniel Beasley, Theodore Breckenridge, Hopkins Bullock Baily Ecleany, Micajah Davis, John Hanna, Richard King Ralph Regan, & William Snodgrass—

Those who voted in the negative are

John Angust & John Rhea—

Ordered that the Clerk of this House do carry the said bill to the Council and desire their concurrence

The Bill to support the credit of the Territory was read the second time and ordered to be Committed to a Committee of the whole House immediately—

The House accordingly resolved itself into a Committee of the whole House on the said bill and after some time spent therein the Speaker resumed the chair

&

& Mr Snodgrass reported that the Committee had
according to order the said bill under consideration
and had made an amendment thereto which he
delivered in at the Clerks table where the same was
read & agreed to by House —
ord[d] be engrossed & read the third time tomorrow
The bill from the Council to amend the several
laws respecting prison bounds bond" was read the
third time & amended
And on the question that the said bill to pass as
amended
It was resolved in the affirmative
Ordered that the Clerk of this House do acquaint the
Council therewith.
The Bill from the Council entitled an Act directing
the taking of the Census of the Mississippi Territory
was read the second time — and Ordered to be
Committed to a Committee of the whole House im-
mediately —
The House accordingly resolved itself into a Committee
of the whole House on the said bill and after
some time spent therein Mr Speaker resumed the chair
and Mr Snodgrass reported that the Committee had
according to order the said bill under consideration &
had made no amendment thereto —
Ordered that the said bill be read the
third time tomorrow —

Mr Davis from the joint Committee of enrolled bills reported that the Committee did on yesterday day before the Governor for his approbation the following enrolled bills viz

An act to amend an act entitled an act for the limitation of Actions and for avoiding vexatious Lawsuits

An act to establish an Academy in the County of Claiborne and for other purposes

An act establishing Parish Jails for the purposes

An act supplimentary to an act entitled

An act concerning divorce & alimony"—

an act authorizing certain Commissioners therein named to supply a certain person to open a road from Pearl River to the Chickasawhay River and for other purposes"—

an act altering the place of holding the Circuit Courts of Amite County—

A Message was received from the Governor of the Territory by Mr Turpin his private Secretary notifying that the Governor did this day approve & sign the following acts which originated in this House viz

"An act altering the place of holding the Circuit Courts of Amite County"

an act supplimentary to an act entitled "an act concerning divorce & Alimony"—

Ordered that the Clerk of this House do acquaint the Council therewith

Mr Bullock gave notice to this House that he would on tomorrow for leave to bring in a bill authorizing the inhabitants of the County of Ellaware to choose representatives to serve in the General Assembly of this Territory —

The Bill to amend the act entitled "an act for the settlement & relief of the poor" was read the second and Ordered to lie on the table till to-morrow —

The Bill supplimentary to an act to amend and reduce into one the several acts concerning public roads highways ferries and bridges within this Territory" was further amended at the Clerks table and ordered to be engrossed and read with the ammendments and read the third time tomorrow

A Message from the Council by the Hughes their Secretary & Speaker — The Council have agreed to the ammendment proposed by this House to the bill entitled an act to amend the several laws respecting prison bounds

I am directed to inform this House that the Governor on this day approved and signed the following acts which originated in the Council Court —

An act authorizing certain Commissioners therein named to employ a Set prison to open a road from Pearl River to the Chickasawhay river and for other purposes" —

"an act establishing Patrols for other purposes"

an act to establish an Academy in the County of Claiborne for other purposes —

And

& an act [illegible] to amend an act entitled an act for the limitations of Actions and for avoiding Vexatious Lawsuits — passed the 2nd day of February 1802" and then he withdrew —

Mr Snodgrass gave notice to the House that he would move tomorrow for leave to bring in a bill making appropriations for the year 1810 —

Also a bill to amend an act entitled "an act concerning Attorneys Genral"

Mr Beasley from the Committee to whom was referred the bill from the Council entitled "an act to remove the seat of Justice of Wilkinson County & for other purposes" reported sundry amendments thereto which were read and agreed to by the House —

Ordered to be read with the amendments the third time tomorrow —

Mr King asking leave gave in & presented a bill for altering & keeping in repair the building of three bridges over the Athens Creek in the County of Adams — which was received and read the first time and ordered to be read the second time tomorrow —

A Message from the Council by Mr Hughes their Secretary Mr Speaker the Council have passed the bill entitled "an act to incorporate the Stanton Society of Claiborne County" and then he withdrew

Mr Shaw from the Committee of Propositions & Grievances to whom was referred the Petitions of James Smith Ruth Smith, Peter Adler & James Bennett made a report thereon which was read and considered, Whereupon

Resolved that the said Petitioners have leave to withdraw their said Petitions —

Mr Shaw from the Committee last mentioned presented according to order a bill to incorporate a Fire Company in the City of Natchez which was received and read the first time and ordered to be read the second time tomorrow

Mr Shaw according to leave given presented a bill to establish a Bank in the Mississippi Territory which was received and read the first time and ordered to be read the second time on Thursday next —

The Bill concerning the Militia of the Mississippi Territory was read the second time and ordered to be Committed to a Committee of the whole House tomorrow —

An Engrossed bill to divide Washington County and for other purposes therein mentioned was read the third time —

Resolved that the said bill do pass and that title be an Act to divide Washington County and for other purposes therein mentioned."

Ordered that the Clerk of this House do carry the said bill to the Council & desire their Concurrence —

Mr Dancy from the joint Committee for enrolled bills reported that the Committee had examined and the following enrolled bills, viz:

An act concerning the navigation of the rivers Bayou Pierre & Big black

An act to amend the several laws now in force respecting prison bonds bonds" — and had found the same to be truly enrolled, whereupon Mr Speaker signed the enrolled bills

Ordered that the Clerk of this House do acquaint the Council therewith —

And the House then adjourned until tomorrow morning 11. O'Clock

Wednesday December 6th

An Engrossed bill to provide for the collection of a Special tax in the County of Amite for the purpose of building a Courthouse Jail & Pillory was read the third time

Resolved that the said bill do pass and that the title be an act to provide for the collection of a special tax in the County of Amite for the purpose of building a Courthouse & Jail & Pillory

Ordered that the Clerk of this

Mr. Bullock according to leave given, brought in a bill authorizing the inhabitants of the County of Gladwin to elect Representatives to serve in the next Legislature of the General Assembly of this State which was received & read the first time and ordered to be read the second time tomorrow.

The Bill from the Council entitled an act to remove the seat of Justice of Walkerson and for other purposes — was read the third time with the amendments —

and on the question that the said bill do pass as amended;

It was resolved in the affirmative

Ordered that the Clerk of this House do acquaint the Council therewith —

The Bill to provide for the building and keeping in repair three Bridges on the St Catharine Creek in the County of Adams — was read the second time and ordered to be Committed to a Committee of the whole House immediately —

The House accordingly resolved itself into a Committee of the whole House on the said bill and after some time spent therein the Speaker resumed the chair & Mr Davis reported that the Committee had according to order had the said bill under consideration & had made sundry amendments thereto which he read and at the Clerks tables & agreed to by the House

It was then that the Said bill be engrossed with the amendment and read the third time tomorrow

A Message from the Council by Mr Hughes their Secretary — Mr Speaker The Council have passed a bill entitled an Act providing for the Sale of the Public Warehouse erected for the inspection of Cotton in the County of Washington to which bill they desire the Concurrence of this House; and then he withdrew

Ordered that the House then adjourn until tomorrow morning 10 O'Clock —

Thursday Dec 17th

Mr Davis from the Committee to whom was referred the Memorial of Michael Brunner Trader of Adams County made a report thereon which was read & ordered to lie on the table

The Bill from the Council entitled an Act directing the taking the Census of the Mississippi Territory was read the third time —

And on the question that the said bill do pass — It was resolved in the affirmative

Ordered that the Clerk of this House do acquaint the Council therewith —

The Bill from the Council entitled "an Act providing for the Sale of the Public Warehouse erected for the inspection of Cotton in the County of Washington" was read the second time

And ordered to be read the third time tomorrow

The Bill authorizing the inhabitants of the County of Madison to elect Representatives to serve in the next Session of the General Assembly of this Territory was read the second time and Ordered to be on the table —

A Message from the Council by Mr Hughes their Secretary — Mr Speaker — The Council have passed the bill entitled an act to raise a Revenue" to the ammendments to which ammendments they desire the concurrence of this Council House — The Council House disagreed to the 1st 2d third fourth and 5th proposed by this House to the bill entitled an Act to remove the seat of Justice of Washington County and for other purposes" and desire a Conference with this Council on House on the subject matter of said ammendments Whereupon appointed Mr Pabody Manager at the said Conference on the part — and then part —

On Motion Resolved that Mr Beasley & Mr Nugent be appd Managers to attend said Conference on the part of this House —

Ordered that the Clerk of this House do acquaint the Council therewith —

The Bill to establish a Bank in the Mississippi Territory was read the second time and Ordered to be referred to a Committee of Mr Shaw Mr Beasley Mr Lindsey

The Bill to incorporate a Fire Company in the City of Natchez was read the second time & ordered to be engrossed & read the third time to morrow —

The Bill to amend an act entitled "an Act for the Settlement and relief of the Poor" was read the second time & Ordered to be engrossed & read the third time tomorrow —

Mr Regan gave notice to House that he would move to morrow for leave to bring in a bill to abolish the Supreme Court of this Territory & for other purposes

Mr Ludgrass gave notice to the House that he would move tomorrow for leave to bring in a bill to amend the act entitled an Act for the appointment of Justices of the Peace & the establishment of County Courts

Mr Beasley from the Committee appointed presented an order to draw a bill to prevent the Sacrifice of property sold by Virtue of under execution which was received & read the first time and ordered to be read the second time tomorrow —

An Motion Ordered that Mr Sargent be excused from serving as a Manager on the part of this House to attend a conference with the Council on the subject matter of amendment depending between the two Houses to the bill entitled an Act to reinstate the Jurisdiction of Williamsburgh & for other purposes, and that Mr Bullock be appointed manager to attend said conference in his stead —

Ordered that the Clerk of this House do acquaint the Council therewith —

An Engrossed bill supplementary to an act entitled an act to amend & reduce into one the several Acts concerning public roads highways ferries & Bridges within this Territory" was read the third time

Resolved

Resolved that the said bill do pass and that the title be an act supplementary to an act entitled an act to amend and reduce into one the several acts concerning public roads highways ferries & Bridges within this Territory"

Ordered that the Clerk of this House do acquaint the Council therewith —

The House agreed proceed to consider the amendments proposed by the Council to the bill entitled an act to raise a revenue — Whereupon,

Resolved that this House do agree to the ~~the~~ ~~1st~~ second & third of said amendments —

Resolved that this House as disagree to the first, second & fourth of said amends

The a motion was then made that the House do agree to the fifth of said amendments

And on the question thereupon

it was resolved in the negative { yeas 4 nays 7

The yeas and nays being called for those who voted in the negative and affirmative are

Daniel Beasley, Theodore Breckenridge, Clapham Bullock, & William Snodgrass —

Those who voted in the negative are

Bailey E Chaney, Micajah Davis, John Harris Richd King, Ralph Regan, John Wright & John Shaw

On Motion

Resolved that this House do agree to the 7th 8th 9th 10th & 11th of the said amendments

On Motion

Resolved that this House do disagree to the 6th of said amendments

Ordered that the Clerk of this House do acquaint the Council therewith

Resolved that a conference be desired with the Council on the subject matter thereof & accordingly that Mr Bullock be appointed the managers of this House

A Petition of Robert H Morrow was presented to the House read praying an Allowance for the supporting of a poor pauper

Also the Petition of Henry Hunt was presented to the House read & to the same effect

Ordered that the said Petitions be referred to the Committee of Claims

Mr Shaw from the Committee to whom was referred the Petition of Israel Leonard made a report thereon which was read and agreed to by the House as follows

Resolved that Provision be made by Law for paying Israel Leonard out the County Treasury of Adams County the sum of Seven hundred fifty dollars in full compensation for a negro man named Samuel who escaped from the Jail of said County

Mr Shaw from the Committee to whom was referred the Petition of William Nichols made a report thereon which was read & considered Whereupon Resolved that this House do agree with the said Committee in their opinion that the prayer

of the fact Petition is unreasonable & ought not be granted

And the House then adjourned until tomorrow morning 10 O'Clock

Friday Decr 8th

Mr Davis from the joint Committee for revising bill reported that Committee had this day laid before the Governor for his approbation the following revised bills Viz

An Act concerning the navigation of the River Bojan

An Act to amend the several laws now in force respecting prison bounds

Mr Bradford according to leave given presented a bill to amend the Act entitled an Act concerning Justices of the Peace & establishing a County Court which was received and read the first time and ordered to be read the second time tomorrow

The Act to prevent the sacrifice of property sold under and by virtue of executions was read the second time and ordered to be referred to a Committee of the whole House tomorrow

Mr Regan according to leave given presented a bill to abolish the Supreme Court of the Michigan Territory which was received & read the first time and ordered to be read the second time tomorrow

A Message from the Council by Mr Hughes their Secretary

Mr Speaker— The Council have appointed Mr Carson Manager on their part to confer with the managers appointed by this House on the subject matter of amendments and disagreement to the bill entitled "an act to raise a revenue"

The Lower passed the bill entitled an act to amend an act entitled an act to erect the Town of Natchez into a City and incorporate the same" and for other purposes, with amendments to which amendments they desire the Concurrence of this House—

They have passed the bill entitled an act to incorporate Washington County and for other purposes—

Also the bill entitled an act to provide for the Collection of a Special tax in Amite County for the purpose of building a Courthouse Gaol & Pillory with and to which amendments they desire the Concurrence of this House— All the Lower

The House proceeds to consider the amendments proposed by the Council to the bill to amend an act entitled an act to erect the Town of Natchez into a City and to incorporate the same and for other purposes" whereupon—

Resolved that this House do agree to the same

Ordered that the Clerk of this House do acquaint the Council therewith—

The House proceed to consider the amendments proposed by the Council to the bill entitled an act to provide for the Collection of a Special tax in

in Amite County for the purpose of building a Court House Goal & Prison" thereupon

Resolved that this House do agree to the same —

Ordered that the Clerk of this House do acquaint the Council therewith —

A Message was received from the Governor of the Mississippi Territory by the Treasurer his Excellency notifying that the Governor did on yesterday approve and sign an Act concerning the navigation of the Town Bayou Pierre Reg Black, which originate in this House —

The Bill from the Council entitled an Act to provide for the sale of the Public Warehouse erected for the inspection of Cotton in the County of Washington —

And on the question that this Bill do pass — It was resolved in the affirmative

Ordered that the Clerk of this House do acquaint the Council therewith —

Mr Chaney gave notice to the House that he would move tomorrow to amend the 39th rule for the government of this House —

Re ordered. Ordered that Mr Brightwell be added to the Committee appointed to enquire if any & if any what Amendments are necessary to have passed Strays —

The House according to the order of the day resolved itself into a Committee of the whole House on the bill concerning the Militia of the Mississippi Territory and after some time spent therein the Speaker resumed the chair and Mr Sedgwick reports that the Committee had according to order the said bill under consideration and had made some progress therein,

Resolved That this House will on monday next again resolve itself into a Committee of the whole House on the said bill.

Mr Beasley from the Managers appointed to attend a conference on the subject matter of amendments depending between the two Houses to the bill entitled An act to remove the seat of Justice of Williamson County and for other purposes made a report which was read & ~~agreed to by the House on the~~ and agreed to by the House

Mr Beasley from the ~~Committee of the~~ Managers appd to attend a conference on the subject matter of Amendments depending between the two Houses to the bill entitled An act to raise a Revenue" made a report which was read & considered, Whereupon

Resolved That this House do agree to the said report

Ordered that the Clerk of this House do acquaint the Senate therewith

A Message from the Council by Mr Keyes their Secretary — Mr Speaker the Council have agreed to the report of Comtee of Conference on the subject matter of Amendments depending between the two bills entitled an Act to raise a Revenue and the bill and also the report of the Comtee of conference on the subject matter of Amt to the bill entitled An Act to remove the Site of Justice of Wilkinson County and for other purposes — I am directed to inform the Hon House that the Governor did on yesterday approve & sign an Act entitled an Act to amend the several Laws now in force respecting persons bound bonds — and then he withdrew —

Mr Chaney gave notice to the House that he would move tomorrow for leave to bring in a bill to provide for the collection of a special tax on the County of Franklin for other purposes —

Mr Davis from the joint Committee from the joint Committee of enrolled bills reported that the Committee had examined the following enrolled bills, viz —

An Act to incorporate the planting Society of Claiborne County

& An Act to amend an Act entitled an Act to incorporate the Town of Natchez into a City & to incorporate the same & for other purposes

&

Said Petition the same to be duly mailed Whereupon
Mr Speaker signed the said mailed bills —

Ordered that the Clerk of this House do
acquaint the Council therewith —

The Bill to provide for the payment of County
Claims and for other purposes was ~~read the~~ further
amended at the Clerks table and ordered to be
engrossed and read the third time with the amendments ~~which however was not read the third time~~ tomorrow —

And the House then adjourned until tomorrow
morning 10 O'Clock —

Saturday December 9th

Mr Bullock from the ~~joint~~ Committee of Revisal & unfinished business reported as among the unfinished business of last Session the [redacted] Claim of Park Watson which was read & ordered to be referred to the Committee of Claims —

A Petition of Nancy Whitaker admx of Daniel Whitaker was presented to the House & read praying an allowance for supporting a Pauper Ordered that the said Petition be referred to the Committee of Claims —

The Bill to abolish the Supreme Court of the Mississippi Territory was read the second time and ordered to be engrossed & read the third time on Tuesday next —

Mr Bullock from the Committee to whom was recommitted the bill to amend an Act intitled An Act to establish the fees of the several officers therein and for other purposes — reported an amendatory bill thereto which was received & read the first time and ordered to be read the second time on monday next

Mr Shaw from the Committee to whom was referred the Petitions of Ralph Regan, Dawn Gore & Barney Regan, made report thereon which was read & considered

Whereupon Resolved that this House do agree with the said Committee in their opinion that the prayer of s^d Petitions is reasonable & ought to be granted —

The Bill to prevent the Sacrifice of property sold under & by Virtue of Executions was read the second time —

The House according to the order of the day resolved itself into a Committee of the whole House on the bill to prevent the Sacrifice of property sold under & by Virtue of executions and after some time spent therein Mr Speaker from the Chair Mr Snodgrass reported that the Committee had according to Order the said bill under consideration & had made sundry amendments thereto which he delivered in at the Clerks table, which were received by the House & Ordered to lie on the table

bill by Order as follows — Strike out from the word "Many" in the 4th line from the top of page 3rd to the word "and" in line 7th

And on the question thereupon

It was resolved in the negative (yeas 6. nays 6)

The yeas and nays being called for,
Those who voted in the affirmative are
Daniel Beasley, Baby E Chany, Richard King
John Nugent, John Shaw, Ferdinand LeClaiborne
Speaker —

Those who voted in the negative are
Theodore Bridgewater, Stephen Bullock, Micajah Davis, John Hamy, Ralph Regan, William Snodgrass —

A motion was then made further to amend the said bill by Order, by adding after the word "Many" in line 4th of page 3rd the words "between the age of Six fifty years"

And on the question thereupon

It was resolved in the negative (yeas 3. nays 9)
The yeas and nays being called for
Those who voted in the affirmative are
Ferdinand L Claiborne Speaker, Richard King &
John Shaw —

Those who voted in the negative are
Daniel Beasley, Theodore Bridgewater, Stephen Bullock, Baby E Chany, Micajah Davis, John Hamy, Ralph Regan, John Nugent, William Snodgrass —

The main question was then put

shall

shall the bill now pass

On the question thereupon

It was resolved in the affirmative

Resolved that the title be "an act to raise a revenue"

Ordered that the Clerk of this House do carry the said bill to the Council & desire their Concurrence ~

And the House then adjourned until tomorrow morning 11 O'Clock

Wednesday November 29th

Mr Bullock from the Committee of Revisal and unfinished business made a further report —

A Petition of Peter Bislands was presented to the House and read praying for certain relief therein mentioned —

Ordered that the said Petition be ref.d to the Committee of Propositions & Grievances

The Bill from the Council intitled an act to establish an Academy in the County of Claiborne and for other purposes" — was read the 3d time

Resolved on the question that the said bill do pass & was resolved in the affirmative

Ordered that the Clerk of this House do acquaint the Council therewith —

An engrossed bill Supplementary to an act entitled "An act concerning divorce & alimony" was read the third time —

Resolved that the Jaw bill do pass and that the title be an act supplimentary to an act concerning Divorce & Alimony"

Ordered that the Clerk of this House do carry the said bill to the Council & desire their concurrence

A Petition of Marca Charlotte Toulmé was presented to the House & read praying an act to divorce her from John Baptist Toulmé her husband

Ordered that the said Petition be referred to the Committee of propositions & grievances

On ettation

Ordered that the 33rd rule for the Government of this House be annended by striking out from the Beginning of s'd rule to the word "Thirty" in the 5th line and insert the following words in lieu thereof "Every member who shall be absent from the House one hour after that to which the House had adjourned the preceding day shall forfeit four dollars except the Speaker who shall forfeit ten dollars"

The House according to the order of the day resolved itself into a Committee of the whole House on the bill from the Council entitled an act to establish patrols" and after some time spent therein the Speaker resumed the chair & Mr Gray reported that the Committee had according to order the said bill under consideration and had made some progress therein

Resolved

Resolved that this House will this day
resolve itself into a Comm of the whole House
on the said bill

A Message from the Council by Mr Hughes their
Secretary — Mr Speaker — The Council have agreed to the
amendment proposed by this House to the bill entitled
to establish an Academy in Claiborne County & for
other purposes — They have passed a bill entitled
an Act authorizing certain Commissioners therein named
to employ a fit person to open a road from Bear
River to the Chickasawhay river and for other purposes
to which bills they desire the concurrence of this House
and then he withdrew —

The House according to the order of the day
again resolved itself into a Committee of the whole
House on the bill from the Council entitled "an
Act to establish patrols" and after some time therein
spent the Speaker resumed the Chair
& Mr Snodgrass reports that the Committee had
according to Order the said bill under consideration
and had made several amendments thereto which
he delivered in at the Clerks table where the same
were read & agreed to by the House

A Motion was then made further to amend
the said bill at the Clerks table by striking out
the word "fifty" in the 6th line of the 3rd section
and inserting the word "twenty" in lieu thereof
A division of the question being called for,
The same was put and the Motion